



Docket No.: C1039.70077US00
(PATENT)

DPW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Arthur M. Krieg
Serial No.: 10/619279
Confirmation No.: 8248
Filed: July 14, 2003
For: IMMUNOSTIMULATORY NUCLEIC ACID MOLECULES
Examiner: J.L. Epps Ford
Art Unit: 1633

Certificate of Mailing Under 37 CFR 1.8(a)

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: May 5, 2006

Helen C. Lockhart
Signature

TRANSMITTAL LETTER

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Enclosed are the following items for filing in connection with the above-referenced Patent Application:

1. Response to Restriction Requirement; and
2. Return Receipt Postcard.

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith to our Deposit Account No. 23/2825, under Docket No. C1039.70077US00. A duplicate copy of this paper is enclosed.

Dated: May 5, 2006

Respectfully submitted,

By Helen C. Lockhart
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WGS Date: x05/05/06



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RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the restriction requirement set forth in the Office Action mailed April 5, 2006, Applicant hereby elects $X_1 = G$, $X_2 = T$, $X_3 = T$, and $X_4 = T$ for continued examination.

REMARKS

In response to the Restriction Requirement, Applicants have elected to prosecute $X_1 = G$, $X_2 = T$, $X_3 = T$, and $X_4 = T$.

Having made this election, Applicants expressly reserve the right to file one or more divisional applications on the subject matter of the nonelected claims.